

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MAC TRUONG,

Debtor-Appellant,

USDC SDNY
DOCUMENT
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09 Civ. 8857 (RWS)

-against-

OPINION

JEFFREY L. SAPIR,

Trustee-Appellee.

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A P P E A R A N C E S:

Pro Se

MAC TRUONG
325 Broadway
Apt. 200
New York, NY 10007

Attorney for Appellees

JEFFREY L. SAPIR
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By: Richard B. Honig, Esq.

Sweet, D.J.,

The appellant Mac Truong ("Appellant" or "Truong") was directed by order of this court to file his brief on November 18, 2009.

By order of November 25, 2009 the appeal was dismissed no brief having been filed and no application for an extension having been filed or recorded on the docket.

On December 3, 2009 a motion to vacate the dismissal and reinstate the appeal was made and on December 8, 2009 it was made returnable on January 27, 2010.

No grounds for failure to comply with the scheduling order having been established, the motion to vacate the dismissal and reinstate the appeal is denied.

It is so ordered.

New York, NY
April 14, 2010



ROBERT W. SWEET
U.S.D.J.